

Message

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Sent: 4/1/2020 5:44:45 PM
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Subject: Haystack - Call Notes for 3/31/2020 meeting

Good morning/afternoon,

Please find the meeting notes below for the 3/31/2020 call.

Attendees:

BNSF: Mike Makerov, Charles Thomas, Allen Stegman, Brooke Kuhl
Arcadis: Ali Harmon, Drew Werth
BNSF Outside Counsel: Dave Metres
USEPA: Steve Calanog, Maddy Gallo, Amanda Townsend
NNEPA: Shelby Dayzie, Dariel Yazzie, Vivian Craig

1. Safety Share – Car maintenance / battery life
2. Mobile Home Purchase

Mobile home purchase closing documents are ready for the [Ex. 6 Personal Privacy (PP)] to sign. Clayton Homes is open for appointments so they can visit the office to sign if they choose. Once closing documents are signed, BNSF can wire the funds to complete the purchase of the two mobile homes and manufacturing can begin.

3. COVID-19

Arcadis inquired about guidance from NNEPA on current COVID-19 restrictions. Vivian and Dariel stated that there is currently a shelter in place order until April 28. NNEPA does not wish to approve or deny whether the [Ex. 6 Personal Privacy (PP)] should leave their home to sign the closing documents. The [Ex. 6 Personal Privacy (PP)] can choose for themselves whether they believe going to Gallup to sign the closing documents is an essential trip.

After discussing the COVID-19 situation, it was determined that Arcadis will follow up with Clayton Homes to determine if there are any other options to get the closing documents signed, if needed, and proceed with the manufacturing. Allen stated he would like to provide a list of options to [Ex. 6 Personal Privacy (PP)] and they can choose what option works best for them.

In discussing other options for signing the closing documents, Vivian stated the Chapter Houses are all closed so there are no fax machines currently available. Vivian was unsure if there were any notaries available should we ask for the documents to be mailed and then signed.

4. Relocation Work

The percolation tests were performed last Thursday, March 26 in support of the septic system design. Iina Ba is completing the design /application based on the additional information. Iina Ba is in process of determining if the septic application can be submitted electronically or if they need to wait for restrictions to lift and submit in person (working with NNEPA and IHS).

The homesite leases were sent to CDEC to start the process of getting additional poles installed. CDEC will look at the locations, existing poles, and determine if/where new poles are required. Usually, a site visit is required, however, under current circumstances, this may not occur and they may just use existing drawings/information to start the process on getting new electric poles approved.

Irina Ba is waiting to hear back from NTUA on if an electronic process is in place to submit applications. Vivian stated NTUA is still open. Arcadis and Irina Ba will continue reaching out to push forward the utility application process.

Daniel added that he would like BNSF to proceed with as much TCRA/relocation work as possible, while staying safe and conforming to COVID-19 guidance. Daniel also added that NTUA has been asking for additional PPE and currently can't get any due to shortages so they might be shutting down some aspects of their work soon. Daniel emphasized the importance of continuing to communicate the work being performed.

5. TCRA Coordination

Arcadis continues coordination and planning with Irina Ba for the TCRA work and Ex. 6 Personal Privacy (PP) Home Site relocation. Arcadis is also working on the temporary waste consolidation stockpile technical memorandum which is currently with BNSF for review. The technical memorandum should be to NMED in the next couple weeks.

Mike asked about the biological survey and the schedule. Arcadis stated that a bio survey would be performed 3-4 weeks after the mobile homes began manufacturing. The biological survey is required to look for raptors in the relocation and TCRA areas. Once the bio survey is complete, Arcadis will work with Navajo Department of Fish and Wildlife to get final approval.

Next steps:

- A. BNSF/Arcadis will continue TCRA planning and coordination efforts with Irina Ba.
- B. Arcadis will continue to work to submit septic and water applications, if allowed.
- C. Arcadis will reach out to Clayton Homes to determine if alternative closing processes are available.
- D. Arcadis will let Vivian know of the closing options so she can convey to Ex. 6 Personal Privacy (PP)

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